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1-28-04

PTO/SB/30 (08-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**Request
For
Continued Examination (RCE)
Transmittal**Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/936,558
Filing Date	September 14, 2001
First Named Inventor	Keiko Matsumoto
Art Unit	1615
Examiner Name	PULLIAM, Amy E.
Attorney Docket Number	700938-52740-RCE

TECH CENTER 1600/2900
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RECEIVED

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995; or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/ Declaration(s)
- iv. ☒ Other See Addendum

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
The Director is hereby authorized to charge the following fees, or credit any overpayments, to
Deposit Account No. 50-0850

- i. ☒ RCE fee required under 37 CFR 1.17(e) \$770.00
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) \$530 (3 mo. ext.; 2 mo. paid 12/29/03)
- iii. ☐ Other _____
- b. ☒ Check in the amount of \$ 1,300.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Ronald I. Eisenstein	Registration No. (Attorney/Agent)	30,628
Signature	<i>Ronald I. Eisenstein</i>	Date	January 27, 2004

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Name (Print/Type)	Linda M. Ginsberg	Date	January 27, 2004
Signature	<i>Linda M. Ginsberg</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Practitioner's Docket No. 700938-52740-RCE

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MATSUMOTO, Keiko et al.
Application No.: 09/936,558 Group No.: 1615
Filed: September 14, 2001 Examiner: PULLIAM, Amy E.
For: FAST DISINTEGRATING TABLETS AND METHOD FOR PRODUCTION THEREOF

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXPRESS MAIL CERTIFICATE

"Express Mail" Label Number: EL 934999210 US

Date of Deposit: January 27, 2004

I hereby state that the following *attached* papers and fees:

1. Return Receipt Postcard;
2. Check in the Amount of \$1,300.00;
3. Express Mail Certificate EL934999210 (2 pg.);
4. Fee Transmittal (1 pg.);
5. Petition for Three-Month Extension of Time (1 pg.);
6. Request for RCE Transmittal (1 pg.); and
7. Copy of Amendment Filed December 29, 2003 (8 pp.).

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. section 1.10, on the date indicated above and is addressed to MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

is on the date shown below being:


Signature

Date: January 27, 2004

Linda M. Ginsberg
(type or print name of person certifying)

Nixon Peabody LLP

Attorneys at Law

101 Federal Street
 Boston, Massachusetts 02110-1832
 (617) 345-1000

Fax: (617) 345-1300

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FAX

To:	Company	Fax #:	Telephone #:
1) Examiner Thurman Page		703-746-3154	703-308-2927
2)			
3)			
4)			
5)			

INTERNATIONAL PHONE NUMBERS MUST INCLUDE COUNTRY & CITY CODE. SEE LOCAL WHITE PAGES FOR CODES NEEDED.

From: Nicole L.M. Valtz	Date: January 27, 2004	No. of Pages: (including this page)	
Comments: PER YOUR REQUEST. THANKS FOR YOUR PROMPT ATTENTION.			

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Original of the transmitted document will be sent by:

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1) Examiner Thurman Page		703-746-3154	703-308-2927
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From: Nicole L.M. Valtz	Date: January 27, 2004	No. of Pages: (including this page)	Client/Matter: 700938-52740
User #: 7786	Ext: 1270	Disbursement Amount: \$	

Mailing Date: December 29, 2003

Attorney/Sec: RIE/NV/LMG

Client: Kaken

Docket No.: 700938-52740

Inventors: Keiko Matsumoto et al.

Serial No.: 09/936,558

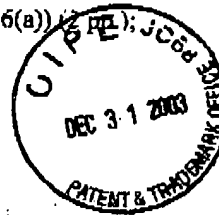
Patent No.:

Filing Date: September 14, 2001

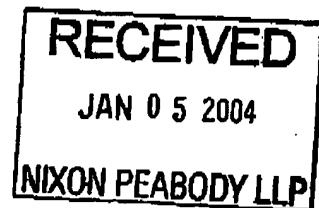
Grant Date:

The dating stamp of the Patent and Trademark Office hereon will be taken as the date of filing of:

1. Certificate of Mailing (1 pg.);
2. Transmittal (1 pg.);
3. Fee Transmittal (1 pg.);
4. Amendment (16 pp.);
5. Petition and Fee for Extension of Time (37 C.F.R. 1.136(a));
6. Check - \$420.00; and
7. Return Receipt Postcard.



Due Date:



THIS DOCUMENT CONTAINS SECURITY FEATURES - SEE BACK FOR DETAILS

**NIXON
PEABODY
LLP**
ATTORNEYS AT LAW

Nixon Peabody LLP
181 Federal Street
Boston MA 02110

12/10/03

Vendor N. 710406
Request No. 519260

No. 102007372

JPMorgan Chase Bank
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\$*****420.00
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Commissioner for Patents



⑈ 102007372⑈ ⑆ 021309379⑆ 601 2 166 17⑈

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Check #: 102007372

DATE	INVOICE NO.	AMOUNT	DESCRIPTION
12/10/03	EXRQ12/10/03-LQ	\$ 420.00	Two month extension fee
			CHECK TOTAL \$ 420.00

DETACH STATEMENT BEFORE DEPOSITING CHECK

PAGE NO. 1

Practitioner's Docket No. 700938-52740

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Keiko Matsumoto et al.

Application No.: 09/936,558

Group No.: 1615

Filed: 09/14/2001

Examiner: Pulliam, Amy E.

For: FAST DISINTEGRATING TABLETS AND METHOD FOR PRODUCTION THEREOF

MAIL STOP AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that the attached correspondence comprising:

1. Certificate of Mailing (1 pg.);
2. Transmittal (1 pg.);
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4. Amendment (16 pp.);
5. Petition and Fee for Extension of Time (37 C.F.R. 1.136(a)) (2 pp.);
6. Check - \$420.00; and
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on December 29, 2003.

Linda M. Ginsberg


Signature of person mailing paper

Certificate of Mailing Under 37 C.F.R. § 1.8(a)—page 1 of 1

BOS1335347.1

PTO/SB/21 (08-03)

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/936,558
	Filing Date	September 14, 2001
	First Named Inventor	Keiko Matsumoto
	Art Unit	1615
	Examiner Name	Pulliam, Amy E.
Total Number of Pages In This Submission	Attorney Docket Number	700938-52740

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Check and Return Receipt Postcard
Remarks The commissioner is authorized to charge any fee deficiencies associated with this filing to the NIXON PEABODY LLP Deposit Account No. 50-0850.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Ronald I. Eisenstein (30,628)/Nicole L.M. Valtz (47,150) Nixon Peabody, 101 Federal Street, Boston, MA 02110
Signature	<i>Ronald I. Eisenstein</i>
Date	December 29, 2003

CERTIFICATE OF TRANSMISSION/MAILING	
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Typed or printed name	Linda M. Ginsberg
Signature	<i>Linda M. Ginsberg</i>
Date	December 29, 2003

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PTO/SB/17 (10-03)

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FEE TRANSMITTAL
for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$ 420.00)**Complete If Known**

Application Number	09/936,558
Filing Date	September 14, 2001
First Named Inventor	Keiko Matsumoto
Examiner Name	Pulliam, Amy E.
Art Unit	1615
Attorney Docket No.	700938-52740

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account

Deposit Account Number: 50-0850

Deposit Account Name: Nixon Peabody LLP

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 285	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims: -20** = X =

Independent Claims: -3** = X =

Multiple Dependent: =

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 86	2201 43	Independent claims in excess of 3	
1203 290	2203 145	Multiple dependent claim, if not paid	
1204 86	2204 43	** Reissue independent claims over original patent	
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2) (\$)			

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	420.00
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify):			
*Reduced by Basic Filing Fee Paid			
SUBTOTAL (3) (\$)			420.00

SUBMITTED BY

Name (Print/Type)	Ronald I. Eisenstein/Nicole L.M. Valtz	Registration No. (Attorney/Agent)	30,628/47,150	Telephone	617-345-6054/1270
Signature	<i>Ronald I. Eisenstein</i>	Date	December 29, 2003		

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